

The York County Board of Commissioners met according to law on July 27, 2010 at 9:40 a.m. as per notice in the York News Times on July 22, 2010, with Chairman Augustus M. Brown, Jr., with Steve Neujahr, Kurt Bulgrin, Patricia Bredenkamp and Eugene Bergen. Also present were Melanie Wilkinson, correspondent for the York News Times; and Tom Shellington.

The agenda of the meeting was posted on the bulletin board in the County Clerk's office and a copy of the agenda was made available to each Commissioner.

Brown announced that the Open Meetings Law was posted outside the door along with copies in the back of the Board room. Proof of publication was also available.

The Board met with Elected Officials and Department heads prior to the regular meeting. No action was taken.

Moved by Neujahr, seconded by Bredenkamp to approve the minutes of the York County Commissioners meeting of Tuesday, July 13, 2010; roll call: yeas, Neujahr, Bredenkamp, Bulgrin, Bergen and Brown; nays, none; motion carried.

Moved by Neujahr, seconded by Bergen to approve the agenda for the Board of Commissioners for Tuesday, July 27, 2010; roll call: yeas, Neujahr, Bergen, Bulgrin, Bredenkamp and Brown; nays, none; motion carried.

Galaxy Cablevision contacted the Road Department regarding the two permits that they have with the County. Permit #1 Right of Way, Permission to Cross dated September 9, 1997 and #2 Right of Way Permit dated April 7, 1998. These permits deal with distance learning which Galaxy currently provides to schools and institutions in York County and/or operation of Galaxy's York, NE office. They are uncertain if these permits are current. If they are not current, steps need to be taken to extend them so they remain in effect. Also, Galaxy has entered into an agreement to sell its assets to Zito Midwest LLC.

Moved by Neujahr, seconded by Bergen to sign the consent agreement and assumption with Galaxy Cable for \$3,960.00 that pays through December 31, 2010 and that the Board direct the Highway Superintendent to sign the agreement; roll call: yeas, Neujahr, Bergen, Bredenkamp, Bulgrin and Brown; nays, none; motion carried.

Moved by Bulgrin, seconded by Neujahr that at 9:50 a.m. the Board go into executive session to discuss personnel matters of the Road Department with the County Commissioners and Highway Superintendent Don Robb; roll call: yeas, Bulgrin, Neujahr, Bergen, Bredenkamp and Brown; nays, none; motion carried.

Moved by Neujahr, seconded by Bredenkamp to come out of executive session at 10:02 a.m. where no action was taken; roll call: yeas, Neujahr, Bredenkamp, Bulgrin, Bergen and Brown; nays, none; motion carried.

Bob Sautter and Sally Ruben met with the Board regarding the Visitors Bureau funding. Information was provided regarding the use of the lodging taxes between the Visitors Promotion Fund and the Visitors Improvement Fund. Under statute, the Promotion Fund can be used for tourism promotion and marketing but not for construction of attractions or other tourism facilities. For the Improvement Fund, monies can be used for 1. making grants for expanding and improving attractions owned by the public or any nonprofit organization (except for attractions where pari-mutuel wagering is conducted), or 2. Tourism Promotion and marketing, when the attractions in a county are determined to be adequate and not needing improvement.

Also discussed was the receipt of unpaid lodging tax revenues which were indirectly paid to another entity in the net amount of \$106,319.20.

Moved by Neujahr, seconded by Bulgrin to go into executive session at 10:24 a.m. to discuss personnel matters where no action will be taken with Commissioners Bergen, Bulgrin, Bredenkamp, Neujahr and Brown; County Attorney, Sutter along with Sue Gottula; roll call: yeas, Neujahr, Bulgrin, Bredenkamp, Bergen and Brown; nays, none; motion carried.

Moved by Bulgrin, seconded by Neujahr to come out of executive session at 10:38 a.m. where nothing was acted upon; roll call: yeas, Bulgrin, Neujahr, Bergen, Bredenkamp and Brown; nays, none; motion carried.

The Board met with Randy Melton to address his request to ride the Handi-bus out of town. Lori Byers, Area on Aging Administrator, also spoke with the Board. Byers is supportive of letting him back on the bus. She requested that he sign an agreement stating that if they get to Lincoln and he got out of hand or was under the influence, they would not be liable to get him back. Attorney Sutter stated that he should not just be left in Lincoln but that a law officer be called to take charge of him.

Byers will draft an agreement and submit it to the County Attorney for review. The matter will be decided at the next Board meeting.

The Board reviewed the General Assistance requests.

The first request was for a county burial in the amount of \$1,800.00.

Moved by Neujahr, seconded by Bulgrin to approve the county burial in the amount of \$1,800.00 payable to Metz Mortuary; roll call: yeas, Neujahr, Bulgrin, Bredenkamp, Bergen and Brown; nays, none; motion carried.

General Assistance case #10-25 was for housing in the amount of \$225.00.

Moved by Bredenkamp, seconded by Bergen to approve General Assistance claim #10-25 in the amount of \$225.00 for rent payable to the Housing Authority of the City of York; roll call: yeas, Bredenkamp, Bergen, Bulgrin, Neujahr and Brown; nays, none; motion carried.

General Assistance case #10-26 was a request for utilities in the amount of \$315.00.

Moved by Neujahr, seconded by Bergen to approve General Assistance case #10-26 for utilities payable to NPPD for \$114.86; City of York, \$95.74 and Kopchos for \$104.40; roll call: yeas, Neujahr, Bergen, Bredenkamp, Bulgrin and Brown;

nays, none; motion carried.

Payroll and vendor claims were reviewed.

Moved by Bulgrin, seconded by Neujahr to approve in the amount of \$116,831.76 and vendor claims with the exception of the claim from Jeanne Empfield which is to be directed to our insurance carrier; roll call: yeas, Bulgrin, Neujahr, Bergen, Bredenkamp and Brown; nays, none; motion carried.

<u>Fund</u>	<u>Name</u>	<u>Description</u>	<u>Total</u>
Rd	Ace Machine Shop and Sales	Repair Parts	199.66
Gen	Antelope County Court	Supplies	4.55
Gen	Battery Zone, Inc.	Equipment	77.95
Rd	Baum Hydraulics Corp	Shop Supplies	473.07
Gen	Blue Knight Security	Security Contract	798.00
Gen	Marjorie Braman	Retirement	11.00
Rd	Car Parts Inc	Repair Parts	145.30
Gen	Gary Charlton	Retirement	11.00
Gen, Rd	Constellation NewEnergy	Heating Fuels	177.44
Gen	Continental Research Corp	Janitorial Supplies	624.77
Gen	Cornerstone Bank	Data Proc Equipment	77.60
Rd	Cornhusker Cleaning Systems	Shop Supplies	147.28
Gen	Byron Covey	Mileage	110.50
Gen	Gregory Damman	Attorney Fees	532.50
Gen	Data Tech Computer Serv	Data Proc Equipment	3,000.00
Gen	Dawson County Sheriff	Court Costs	28.00
Gen, Aging	Eakes Office Plus	Office Supplies	273.57
Rd	Fastenal Industrial & Const Supply	Repair Parts	1.62
Gen	Fillman Law Offices	Attorney Fees	300.00
Rd	Filter Care	Repair Parts	160.58
Gen	GIS Workshop	Data Proc Equipment	1,500.00
Gen	Harry Hecht	Retirement	16.00
Gen	Home Care Plus	Medical-Prisoners	95.00
Gen	Hometown Leasing	Equipment Rental	277.33
Gen	Jaime Hopp Hegr	Attorney Fees	720.00
Gen	Hy-Tec Auto Service	Vehicle Maintenance	144.59
Gen	J&R Heating & A/C, Inc.	Building Maintenance	173.04
Gen, Rd	Jackson Services, Inc.	Building Maintenance	158.78
Rd	JEO Consulting Group, Inc.	Engineering	4,500.00
Rd	Johnson Sand & Gravel, Inc.	Gravel	10,962.82
Gen	David Kimble	Attorney Fees	375.00
Gen	Jennifer Stehlik Ladman	Attorney Fees	1,237.50
Gen	Lancaster County Youth Services Ctr	Juvenile Care Costs	14,809.00
Gen	LaRue Distributing, Inc.	Supplies	25.89
Gen	Latimer Reporting	Court Costs	130.97
Rd	Linweld, Inc.	Shop Supplies	187.71
Rd	Mainstay Technologies LLC	Internet	39.95
Gen	Malouf & Associates	Janitorial Supplies	489.05
Rd	Mead Lumber & Rental – York	Repair Parts	4.26
Rd	Medical Enterprises, Inc.	Safety Equipment	119.60
Rd	Miller Seed & Supply Co., Inc.	Repair Parts	28.50
Gen	MIPS Inc.	Data Proc Equipment	147.03
Gen	Jeanne Morand, Court Reporter	Court Costs	420.00
Rd	Moses Motor Co.	Repair Parts	13.99
Gen	Motorola Inc.	Radio Equipment	7.86
Rd	Myers Tire Supply	Tire Repair	497.74
Gen	M2Sys Corporate Headquarters	Time clocks	1,595.22
Gen	Kay Naber	Mileage	3.00
Gen	Naber’s Repair Service	Building Maintenance	96.22
Gen	National Paper & Sanitary Supply	Janitorial Equip Repair	197.65
Gen	Ne Court of Appeals	Court Costs	250.00
Gen, Rd	Ne Dept of Motor Vehicles	Driver Records	89.00
State Inst	Ne Health and Human Services	July 2010	360.00
Rd	Ne Truck & Equipment Co., Inc.	Repair Parts	3,669.34
Rd	Ne Truck Center, Inc.	Repair Parts	188.62
Rd	Nichols Construction Co	Gravel	9,756.25
Rd	NMC Exchange LLC	Grader Blades	3,204.77
Gen	North Office Supply	Office Supplies	349.80
Rd	Orscheln Farm & Home	Repair Parts	80.92
Rd	Overland Sand & Gravel	Gravel	5,084.49
Gen	Pamida Stores Operation Co LLC	Medical-Prisoners	120.50
Rd	Penner’s Tire & Auto, Inc.	Tire Repair	20.07

Gen, Rd	Perennial Public Power District	Electricity	182.58
Gen	Pottawattamie County Sheriff	Court Costs	21.00
Rd	Power Plan	Repair Parts/Labor	3,090.16
Rd	Power Service Inc.	Repair Parts	62.58
Gen	PTS of America, LLC	Transport Fees	3,941.00
Emer Mgnt	Racom Corporation	Radio Equipment	12,376.55
Rd	Rasmussen Auto Parts	Repair Parts	17.88
Gen	Melvin Reetz	Retirement	12.00
Gen	Region V Systems	Quarterly Contribution	8,912.00
Rd	Don Robb	Reimbursement	12.51
Gen	Ron & Jerry's Plumbing	Building Maintenance	55.00
Rd	Sahling Kenworth Inc.	Repair Parts	25.45
Rd	Sapp Bros. Petroleum, Inc.	Grease-Oil	280.50
Rd	Frank Savarese	Tires	700.00
Gen	Secretary of State-Election Div	Supplies	8.00
Gen	Seward County Sheriff	Court Costs	19.78
Rd	Snap-On Tools	Shop Tools	63.35
Rd	Speece Lewis Engineers	Engineering	2,575.44
Gen	Stahr & Associates	P&Z Contract	1,700.00
Rd	Standard Battery, Inc.	Repair Parts	269.90
Gen	State Industrial Products	Janitorial Supplies	333.82
Gen	State of Ne Das Central Finance	Data Proc Equipment	48.25
Rd	State of Ne Das Materiel Surplus	Dump Truck	16,000.00
Gen	Bruce Stephens	Attorney Fees	450.00
Gen	Technical Services, Inc.	Court Costs	195.00
Rd	Toofast Supply	Shop Tools	309.97
Gen	True Value	Building Maintenance	23.36
Gen	Bern Tuttle	Retirement	69.24
Gen, Aging, Relief, 911	Windstream Communications	Telephone Service	1,663.50
Gen, Rd	York County Clerk-Petty Cash	Reimbursement	565.50
Gen	York County Development Corp	Meal	8.50
Gen, Wd	York County Highway Dept	Fuel	1,137.81
Gen	York Electronics	Supplies	13.98
Rd	York Equipment, Inc.	Repair Parts	78.53
Rd	York General Hospital	Safety Equipment	184.50
Rd	York News-Times	Publication	102.73
Aging	York Wholesale Company	Supplies	18.80
Gen	Zee Medical Service	Medical-Prisoners	47.50

The County of York was awarded a grant for energy efficiency retrofits for the courthouse boiler and lighting; supervisor's office lighting and maintenance shop lighting in the amount of \$224,643.00. Under this program, the financial aid agreement and authorization to request EECBG funds and contact information forms must be filled out and forwarded to the state energy office.

Moved by Bulgrin, seconded by Bredenkamp to authorize the Chairman to sign the Financial Aid Agreement and the Authorization to Request EECBG Funds; roll call: yeas, Bulgrin, Bredenkamp, Bergen, Neujahr and Brown; nays, none; motion carried.

Dale Radcliff, County Sheriff submitted the Annual Distress Warrant Report for tax year 2008.

56 – Distress Warrants for delinquent personal property tax (including mobile homes) were delivered on October 30, 2009 by the York County Treasurer.

Total Distress Warrants received	56	in the amount of:	\$22,250.82
Distress Warrant returned "no action taken"			
Upon notification of the York County Treasurer	1	in the amount of:	\$3,261.45
Total in Bankruptcy	1	in the amount of:	\$95.07
Total Satisfied	49	Total amount paid:	\$18,894.30
Total Unsatisfied	5	Total amount unsatisfied	\$8,168.82
The report was reviewed and placed on file.			

The Board conducted the quarterly jail inspection.

Sheriff Radcliff also submitted the June 2010 fee report in the amount of \$5,216.05. This report was also reviewed and placed on file.

The Chairman declared the meeting adjourned at 11:27 p.m. The next meeting will be August 10, 2010 at 8:30 a.m. with Elected Officials/Department Heads; 9:20 a.m. with the General Assistance Administrator and 9:35 a.m. in the County Commissioners Room, lower level of the Courthouse for the regularly scheduled meeting.

Augustus M. Brown Jr. Chairman
York County Commissioners

Cynthia D. Heine, County Clerk
York, Nebraska